



THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re the Application of:

HOSHI, George, et al.

Group Art Unit: 3753

Serial No.: 10/511,431

Examiner: **PRICE, Craig James**

Filed: **June 14, 2005**

P.T.O. Confirmation No.: 8396

For: **FLUID CONTROL APPARATUS**

RESPONSE TO THE NOTIFICATION
OF NON-COMPLIANT APPEAL BRIEF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

September 2, 2009

Sir:

This is in Response to the Notification of Non-Compliant Appeal Brief dated August 11, 2009.

Section III, Status of Claims, of the Appeal Brief filed on July 6, 2009, has been corrected, in order to show the canceled claims, as requested by the Examiner.

U.S. Patent Appln. Serial No.: 10/511,431
Response to the Notification
Of Non-compliant Appeal Brief
Filed on September 2, 2009

III. STATUS OF THE CLAIMS

This is an appeal from the Office Action dated January 9, 2009, in which claims 1-7 were finally rejected, claims 8 and 9 were canceled and claims 10-14 were allowed. Thus, the claims on appeal are claims 1-7.

In the event this paper is not timely filed, appellants hereby petitions for an appropriate extension of time. The fee for any such extension may be charged to our Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this paper.

Respectfully submitted,

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